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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 26TH DAY OF MAY 1998

BEFORE

THE HON'BLE MR. JUSTICE V.P. MOHAN KUMAR

WRIT PETITION NO: 3162/1998

BETWEEN:

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The Printers (Mysore) Ltd.,
a Company incorporated under the
Companies Act, 1956, having its
Regd. Office at No.75, M.G.Road,
Bangalore-560 001, rep herein
by its Managing Director
Shri K.N.Harikumar.

(By Sri Pradeep S.Sawkar for
M/s Sundarasway, Adv)

..Petitioner

AND:

1. Deputy Labour Commissioner,
Division-II,
Office of the Commissioner for
Labour, Govt. of Karnataka,
VISL Building, J.C.Road,
Bangalore-560 002.
2. H.S.Channabasappa Bapure,
major, s/o Shivarudraiah Bapure,
residing at No.635, 6th Main Road,
Hanumanthanagar, Bangalore-19.

(By Sri M.C.Narasimhan, for R-2;
Sri T.P.Nambiar, ASA for R-1;)

..Respondents

. . .

This writ petition is filed under Articles
226 and 227 of the Constitution of India with
a prayer to quash vide Ann.L, dt.17.1.98 of R-1.

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This petition coming on for prly. hg. this day the Court made the following:

O R D E R

In a dispute pertaining to the termination/ superannuation of the second respondent, a conciliation proceedings was initiated by the first respondent. Pending conciliation, Annexure-L came to be issued on 17.01.1998, restraining the petitioner from superannuating the second respondent. The validity of this order is challenged in this proceedings.

2. I am informed by the learned Counsel for the second respondent Mr.Narayana Swamy, that despite Annexure-L order, the services of the worker was terminated and the worker then raised a dispute which was conciliated and a report has been submitted to the Government reporting the failure of the same. This issue is pending before the Government for further orders. In the circumstances, the question as to whether Annexure-L is valid or not, need not be gone into at this stage. If and when the first respondent takes



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any action for the violation of Annexure-L order, it is open for the petitioner to raise all question/including the validity of the said order and raise all the contentions including the question as to whether the first respondent has jurisdiction to issue Annexure-L order, With this liberty, writ petition is disposed of.



Sd/-
JUDGE

ksp/RBH/-